

JOURNAL OF THE SENATE

62

Friday, April 13, 1951

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Thursday, April 12, 1951.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

—34.

A quorum present.

Senators Gautier (13th), Leaird, Sanchez and Shivers were excused from attendance upon the Session today.

The following prayer was offered by the Senate Chaplain, Reverend Walter R. Faust:

"O Lord, our help in ages past, and in whose strength we have committed our faith, we pray that throughout our nation there may be born anew that prudent sense of dependence upon Thee. We thank Thee for men in the government and in the military who manifest true leadership. We thank Thee for industrial genius and financial power, for prosperity and goods. But grant that our faith may be a holy faith and not in things temporal; that our trust may be in Thy power rather than the arm of flesh. Guide Thou in this session that Thy will may be done. In the name of Him who taught us true submission. Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Thursday, April 5, 1951, was further corrected as follows:

Page 1, column 1, line 26, counting from the bottom of the column, between the figures "20" and the word "relating" insert the following:

"A bill to be entitled an Act".

And as further corrected was approved.

The Senate daily Journal of Tuesday, April 10, 1951, was further corrected as follows:

Page 3, column 1, strike out line 15, and insert in lieu thereof the following:

"By Senators Shivers, Pearce and Leaird—"

And as further corrected was approved.

The Senate daily Journal of Thursday, April 12, 1951, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Brackin, Chairman of the Committee on Public Health, reported that the committee had carefully considered the following Bills:

S. B. No. 85—A bill to be entitled An Act providing a method for proving that a person is or is not duly licensed and qualified to practice any of the healing arts, or to practice Dentistry, Pharmacy or Nursing under the Statutes and Laws of the State of Florida.

S. B. No. 86—A bill to be entitled An Act providing for the appointment or employment of an assistant secretary

or secretaries for the State Board of Medical Examiners and defining his powers, duties and authority.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Brackin, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following Bills:

S. B. No. 80—A bill to be entitled An Act amending Section 458.05, Florida Statutes, and relating to applications to take the medical examinations in this State; the qualifications necessary to admit applicants to such examinations; penalties for practicing medicine without a license; and matters in connection therewith.

S. B. No. 81—A bill to be entitled An Act amending Section 458.08, Florida Statutes, and relating to the approval and classification of medical schools and colleges, and of Hospitals, by the Board of Medical Examiners.

S. B. No. 82—A bill to be entitled An Act amending Section 458.10, Florida Statutes, relating to the amount of fees to be paid in connection with applications to take the medical examinations in this State.

S. B. No. 83—A bill to be entitled An Act amending Section 458.12, Florida Statutes, and adding three new and additional sections to Chapter 458, Florida Statutes, to be known and designated as Sections 458.121, 458.122, and 458.123, all relating to the revocation, suspension, annulment and denial of licenses issued or to be issued under said Chapter 458, Florida Statutes; providing the grounds therefor and the procedure in connection therewith and for appeals from decisions and orders of the Board in connection therewith.

S. B. No. 84—A bill to be entitled An Act amending Section 458.13, Florida Statutes, and defining medical practice, fixing certain limitations upon the practice of medicine in this State, and exempting certain things from the operation of Chapter 458, Florida Statutes.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Clarke, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Resolutions:

S. J. R. No. 96—A Joint Resolution proposing an Amendment to Article VIII of the Constitution of the State of Florida relative to assessment of property for taxes and the collection of taxes, by adding thereto additional Sections to provide that in the County of Lee, State of Florida, the county tax assessor shall assess the property of the county for the purpose of levying State, County, School and Municipal taxes levied by the State, County, County School Board, School Districts, Special Tax School Districts, Port Districts, Drainage Districts, and any other taxing districts, and Municipalities of the County which by ordinance request their taxes to be so assessed and levied, and that the county tax collector shall collect and distribute the said taxes.

Also—

S. C. R. No. 206—A Concurrent Resolution memorializing Congress to call a convention for the purpose of considering an Amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts.

—and recommends that they be adopted.

And the Resolutions contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator King, Chairman of the Committee on Motor Vehicles, reported that the Committee had carefully considered the following Bill:

S. B. No. 142—A bill to be entitled An Act to amend Section 317.38, Florida Statutes, relating to traffic signals by operators of motor vehicles.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Collins, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 154—A bill to be entitled An Act authorizing and directing the Board of Public Instruction of Columbia County to purchase site and erect school building thereon at Columbia City; to authorize and direct the Board of Public Instruction of Columbia County to issue interest bearing certificates in an amount not exceeding forty thousand dollars; directing said Board to set aside the first five thousand dollars received during January of each year for eight consecutive years from its portion of race track funds accruing to said County for the purpose of retiring said interest bearing revenue certificates.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator King, Chairman of the Committee on Motor Vehicles, reported that the Committee had carefully considered the following Bill:

S. B. No. 113—A bill to be entitled An Act to amend Sections 317.13, 317.15 and 317.17 of Florida Statutes 1949, relating to reports of accidents resulting from the operation of Motor Vehicles within the State of Florida.

—and recommends that it do pass with committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Clarke, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

S. J. R. No. 14—A Joint Resolution proposing an amendment to Article 16 of the Constitution of Florida by adding thereto a Section providing for the recall and removal by the electorate of sheriffs, State attorneys, county solicitors, and prosecuting attorneys for counties having County Courts.

—and recommends that it do pass with committee amendment as attached thereto.

And the Joint Resolution contained in the preceding report, together with the Committee amendment attached thereto, was referred to the Committee on Judiciary "C" under the original joint reference.

Senator Clarke, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

S. J. R. No. 183—A Joint Resolution proposing an amendment to Article IV, Section 15 of the Constitution of the State of Florida relating to the suspension and removal of officers by substituting a new Section 15 providing causes for suspension and removal; providing that the Governor be given power of subpoena in suspension and removal hearings; providing procedure for suspension and removal including procedure for review of orders of suspension and removal without supersedeas or stay by the Supreme Court on certiorari and providing that if the Court quashes the order, the officer shall be restored to office and receive compensation for the period of suspension.

—and recommends that it do not pass.

And the Joint Resolution contained in the preceding report was laid on the table.

Senator Clarke, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolutions:

S. J. R. No. 40—A Joint Resolution proposing an amendment to Article VI of the Constitution, relating to the right of suffrage and conditions to be fulfilled in order to become an elector by amending Section 1 thereof pertaining to the minimum age of electors.

And—

S. J. R. No. 41—A Joint Resolution proposing an amendment to Article VI of the Constitution, relating to the right of suffrage and conditions to be overcome in order to qualify as an elector by amending Section 1 thereof pertaining to the minimum age of electors.

—and the Committee recommends that the Committee Substitute for S. J. R. No. 40 and S. J. R. No. 41, as returned herewith, do pass.

And the Joint Resolutions, contained in the preceding report, together with the recommended Committee Substitute attached thereto, were placed on the Calendar of Bills on Second Reading.

Senator Wright, Chairman of the Committee on Population, reported that the Committee had carefully considered the following Bills:

S. B. No. 49—Affecting Pinellas County.

S. B. No. 50—Affecting Pinellas County.

S. B. No. 51—Affecting Pinellas County.

S. B. No. 52—Affecting Pinellas County.

S. B. No. 53—Affecting Pinellas County.

S. B. No. 119—Affecting Gadsden County.

S. B. No. 147—Affecting Alachua County.

S. B. No. 156—Affecting Seminole County.

S. B. No. 194—Affecting Dade County.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

ENROLLING REPORT

April 13, 1951

Your Enrolling Clerk, to whom was referred—

H. B. No. 255

H. M. No. 3

H. M. No. 5

—begs leave to report same have been properly enrolled, signed in open session by the President and Secretary of the Senate, and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

Very respectfully,
ROBT. W. DAVIS,
Secretary of the Senate
as Ex Officio Enrolling Clerk.

Senator Franklin moved that the rules be waived and the Senate now proceed to the consideration of Messages from the House of Representatives.

Which was agreed to by a two-thirds vote and it was so ordered.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 12, 1951

Hon. Wallace E. Sturgis,
President of the Senate,
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Jones of Collier—

H. B. No. 255—A bill to be entitled An Act providing for and regulating the employment of children in connection with the production of motion pictures in this State.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 255, contained in the above Message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 255 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 255 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 255 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 255 was read the third time in full.

Upon the passage of House Bill No. 255 the roll was called and the vote was:

Yeas—30.

Mr. President	Carroll	Johnson	Pearce
Ayers	Clarke	Johnston	Pope
Baker	Collins	King	Ripley
Baynard	Davis	Lewis	Rodgers
Beall	Dayton	Lindler	Rogells
Boyle	Franklin	McArthur	Shands
Brackin	Gautier (28th)	Moore	
Branch	Johns	Morrow	

Nays—None.

So House Bill No. 255 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 13, 1951

Hon. Wallace E. Sturgis,
President of the Senate,
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By Mr. Rowell of Martin—

House Memorial No. 6:

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES URGING THE ENACTMENT OF APPROPRIATE LEGISLATION THAT WILL PROVIDE FOR THE IMPOSITION OF THE DEATH PENALTY UPON PERSONS CONVICTED OF GATHERING OR DELIVERING DEFENSE INFORMATION TO AID A FOREIGN GOVERNMENT, WHETHER SUCH OFFENSE BE COMMITTED IN TIME OF WAR OR OTHERWISE.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Memorial No. 6, contained in the above Message, was read the first time in full and referred to the Committee on Judiciary "A".

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 13, 1951.

Hon. Wallace E. Sturgis,
President of the Senate,
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By Mr. Henderson of Leon—

HOUSE CONCURRENT RESOLUTION NO. 8:

A CONCURRENT RESOLUTION FOR THE APPOINTMENT OF A COMMITTEE OF MEMBERS OF THE HOUSE AND SENATE TO CONFER WITH OFFICIALS OF THE STATE OF FLORIDA AND OF THE STATE OF GEORGIA AS TO COMMERCE BETWEEN THE STATES.

WHEREAS, There is now pending before the Legislature of the State of Florida several bills affecting trade between Florida and other states; and

WHEREAS, The Commissioner of Agriculture of the State of Georgia and the Committee of the Legislature of the State of Georgia have asked to be heard on several of the measures now pending before the Legislature of the State of Florida; and

WHEREAS, The State of Georgia has thrown up through various devices, trade barriers against commerce from Florida; and

WHEREAS, The Legislature of the State of Florida abhors any restrictions of trade between the several states; and

WHEREAS, It is the desire of the Legislature of the State of Florida to work out any trade barrier differences between the State of Georgia and the State of Florida so that free commerce might apply between various states; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING:

That a committee composed of five members of the Legislature, three of which shall be appointed by the Speaker of the House of Representatives and two of which shall be appointed by the President of the Senate, meet with Hon. Tom Lindler, Commissioner of Agriculture of the State of Georgia, the Committee of the Legislature of Georgia, and Hon. Nathan Mayo, Commissioner of Agriculture of the State of Florida, for the purpose of working out differences of trade barriers so that commerce may flow between our neighborly states for the benefit of its citizens.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 8, contained in the above Message, was read the first time in full and referred to the Committee on Labor and Industry.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 13, 1951

Hon. Wallace E. Sturgis,
President of the Senate,
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed as amended.

By Messrs. Smith, Carlton and Morgan of Duval—

H. B. No. 11—A bill to be entitled An Act relating to motor vehicles; amending Section 320.07, Florida Statutes.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 11, contained in the above Message, was read the first time by title only.

Senator Ripley moved that the rules be waived and House Bill No. 11 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 13, 1951

Hon. Wallace E. Sturgis,
President of the Senate,
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Surles of Polk—

H. B. No. 1—A bill to be entitled An Act amending Section 320.06, Florida Statutes, relating to license plates for motor vehicles by providing a slogan to be shown thereon.

Also—

By Messrs. Saunders of St. Lucie, MacWilliam of Indian River, Rowell of Martin, Bronson of Osceola, Akridge and Burton of Brevard, and Hendry of Okeechobee—

H. B. No. 164—A bill to be entitled An Act authorizing the Board of Control to establish and maintain a branch of the University of Florida Agricultural Experiment Station in or near Fort Pierce, St. Lucie County, Florida; providing the purposes of such establishment, and providing that the experiments conducted thereat shall be focused primarily upon the needs and requirements of the Indian River section.

Also—

By Messrs. Surles and Murray of Polk—

H. B. No. 97—A bill to be entitled An Act to amend the first paragraph of Section 409.26, Florida Statutes, creating the Florida Council for the Blind by removing the disqualification for membership of persons in the employ of the state; and making membership on said board of a member of the State Welfare Board permissive and not mandatory.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 1, contained in the above Message, was read the first time by title only.

Senator King moved that the rules be waived and House Bill No. 1 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

And House Bill No. 164, contained in the above Message, was read the first time by title only and referred to the Committee on Education and the Committee on Appropriations, in the order named.

And House Bill No. 97, contained in the above Message, was read the first time by title only and referred to the Committee on Welfare.

Senator McArthur now presiding.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS.

By Senator Beall—

S. B. No. 208—A bill to be entitled An Act amending Subsection (2) of Section 561.46 of Florida Statutes relating to Beverage Law; excise tax on wines manufactured in Florida.

Which was read the first time by title only and referred to the Committee on Alcoholic Beverages and the Committee on Finance and Taxation, in the order named.

By Senators Collins and Lewis—

S. B. No. 209—A bill to be entitled An Act appropriating the sum of ten thousand dollars to the State Library Board to be expended for bonuses and awards to resident authors of future published books of historic value relating to the State of Florida.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senators Ayers and Moore—

S. B. No. 210—A bill to be entitled An Act to amend Subsection (1) of Section 500.11, Florida Statutes, 1949, relating to the misbranding of food.

Which was read the first time by title only and referred to the Committee on Public Health.

By the Committee on Governmental Reorganization—

S. B. No. 211—A bill to be entitled An Act to amend Sections 239.19 and 239.41, Florida Statutes, relating to the granting of scholarships in the institutions of higher learning by requiring that Senatorial, Representative and General (Lewis) scholarships be limited to fields of education in which there is a shortage of teachers.

Which was read the first time by title only and referred to the Committee on Education.

By the Committee on Governmental Reorganization—

S. B. No. 212—A bill to be entitled An Act amending Subsection (1) of Section 236.07, Florida Statutes, relating to education, Minimum Foundation Program, teachers, instructional personnel and their rank based upon their educational attainments.

Which was read the first time by title only and referred to the Committee on Education.

By the Committee on Governmental Reorganization—

S. B. No. 213—A bill to be entitled An Act to amend the first paragraph of Section 236.04, Florida Statutes, and repeal Subsection (3) of Section 236.04, Florida Statutes, relating to education, schools and instructional units.

Which was read the first time by title only and referred to the Committee on Education.

By the Committee on Governmental Reorganization—

S. B. No. 214—A bill to be entitled An Act amending Subsection (6) of Section 236.07, Florida Statutes, relating to education, Minimum Foundation Program, determination and use of capital outlay funds.

Which was read the first time by title only and referred to the Committee on Education.

By the Committee on Governmental Reorganization—

S. B. No. 215—A bill to be entitled An Act amending Subsection (10) of Section 236.04, Florida Statutes, relating to education, teachers, Minimum Foundation Program, instructional units and personnel minimum and maximum allowed or required.

Which was read the first time by title only and referred to the Committee on Education.

By Senator Boyle—

S. B. No. 216—A bill to be entitled An Act fixing the last

day on which candidates for nomination for certain county offices shall qualify for political party nomination in the primaries.

Which was read the first time by title only and referred to the Committee on Privileges and Elections.

By Senator Boyle—

S. B. No. 217—A bill to be entitled An Act authorizing Boards of County Commissioners to procure and pay premiums on liability insurance against tort actions; requiring insurer to waive defense of governmental immunity in any suit brought against county; waiving governmental immunity only to extent of insurance carried.

Which was read the first time by title only and referred to the Committee on Judiciary "B" and the Committee on County Organizations, in the order named.

By the Committee on Governmental Reorganization—

Senate Joint Resolution No. 218:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 7 OF ARTICLE X OF THE STATE CONSTITUTION EXEMPTING HOMESTEADS FROM TAXATION BY PROVIDING THAT SUCH HOMESTEADS SHALL NOT BE EXEMPT FROM TAXES FOR SCHOOL PURPOSES.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

Section 1. That the following amendment to Section 7, Article X of the State Constitution be submitted to the qualified electors of the State of Florida for adoption or rejection at the general election to be held in November, 1952;

Section 7. Exemption of homestead from taxation.—Every person who has the legal title or beneficial title in equity to real property in this State and who resides thereon and in good faith makes the same his or her permanent home, or the permanent home of another or others legally or naturally dependent upon said person, shall be entitled for the year 1953 and thereafter to an exemption from all taxation up to the assessed valuation of Five Thousand Dollars on the said home and contiguous real property, as defined in Article X, Section 1, of the Constitution, except for county school or special tax school district taxes; and except for assessments for special benefits. Said title may be held by the entireties, jointly, or in common with others, and said exemption may be apportioned among such of the owners as shall reside thereon, as their respective interests shall appear, but no such exemption of more than Five Thousand Dollars shall be allowed to any one person or any one dwelling house, nor shall the amount of the exemption allowed any person exceed the proportionate assessed valuation based on the interest owned by such person. The Legislature may prescribe appropriate and reasonable laws regulating the manner of establishing the right to said exemption.

Which was read the first time in full and referred to the Committee on Education and the Committee on Constitutional Amendments, in the order named.

By the Committee on Governmental Reorganization—

Senate Joint Resolution No. 219:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE XII OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING A NEW SECTION RELATIVE TO EDUCATION, FINANCING THE SCHOOL PROGRAM, PLEDGING CAPITAL OUTLAY FUNDS AND ISSUING REVENUE CERTIFICATES AND BONDS, RESTRICTING REDUCTION OF CAPITAL OUTLAY FUNDS, RETIREMENT OF CERTIFICATES OR BONDS.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Article XII of the Constitution of the State of Florida by adding thereto an additional Section to be numbered by the Secretary of State; be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratifi-

cation or rejection at the General Election to be held in November 1952 as follows:

Section..... Future Capital Outlay Funds may be pledged for a period of twenty years for the retirement of local Revenue Certificates or Bonds subject to approval by a majority vote of a majority of the Freeholders who are qualified electors in the area affected, in an election called for that purpose only. The Legislature shall in no year reduce the Capital Outlay allotments per instructional unit by more than $33 \frac{1}{3}$ per cent under the amount provided at the time this amendment becomes effective, unless it shall be made to appear that further reduction will not impair the obligation of any Bond or Contract entered into under the authority hereof. Irrespective of the amounts pledged no Certificate or Bondholder shall be entitled to require that more than $66 \frac{2}{3}$ per cent of a county's capital Outlay Funds each year be used for the retirement of such Certificates or Bonds. The Legislature may pass such laws as are necessary for carrying out the purpose and intent of this Section.

Which was read the first time in full and referred to the Committee on Education and the Committee on Constitutional Amendments, in the order named.

By the Committee on Governmental Reorganization—

Senate Joint Resolution No. 220:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 10 OF ARTICLE XII OF THE STATE CONSTITUTION RELATING TO SPECIAL TAX SCHOOL DISTRICTS; BY ABOLISHING THE OFFICE OF SCHOOL DISTRICT TRUSTEE AND PROVIDING THAT THE MEMBERS OF THE COUNTY BOARDS OF PUBLIC INSTRUCTION SHALL BE VESTED WITH ALL THE POWERS AND DUTIES OF TRUSTEES.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

Section 1. That the following amendment to Section 10 of Article XII of the State Constitution shall be submitted to the qualified electors of the State for adoption or rejection at the general election to be held in November, 1952:

Section 10. County school districts; board members; tax.—The Legislature may provide for the division of any county or counties into convenient school districts; and for the levy and collection of a district school tax, for the exclusive use of public free schools within the district, whenever a majority of the qualified electors thereof that pay a tax on real, or personal property shall vote in favor of such levy; provided, that any tax authorized by this Section shall not exceed ten (10) mills on the dollar in any one (1) year on the taxable property of the district. The office of special tax school district trustee is abolished and the members of the county boards of public instruction shall have supervision of all the schools within the districts and shall exercise and perform all powers and duties formerly vested in school district trustees.

Which was read the first time in full and referred to the Committee on Education and the Committee on Constitutional Amendments, in the order named.

By Senator Ripley—

S. B. No. 221—A bill to be entitled An Act relating to habitual criminals; specifying what shall be deemed to constitute a conviction within the contemplation of Sections 775.09, 775.10 and 775.11, Florida Statutes, and declaring the legislative intent on this point when it enacted said statutes; and prescribing the effective date hereof.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Ripley—

S. B. No. 222—A bill to be entitled An Act to amend Section 811.02, Florida Statutes, relating to petit larceny, by adding thereto provisions prescribing an increased punishment for persons who commit petit larceny after having previously been convicted two times of petit larceny and by prescribing the procedure for imposing such increased punishment; and prescribing the effective date hereof.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Ripley—

S. B. No. 223—A bill to be entitled An Act providing for the recognition and enforcement through the courts of this State of the liability for taxes imposed by the laws of another state. Providing method of proof of authority of official of another state attempting to enforce collection of taxes due to such other state; and defining the term "taxes" as used in this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Dayton—

S. B. No. 224—A bill to be entitled An Act to establish a poultry disease diagnostic clinic at Dade City, Florida, to be operated by the College of Agriculture of the University of Florida

Which was read the first time by title only and referred to the Committee on Education.

By Senator Smith—

S. B. No. 225—A bill to be entitled An Act to amend Section 550.16, Florida Statutes, by repealing the provisions of Subsection (2) and (8) thereof permitting the payment of a fixed license tax by any horse race track having less than a certain total daily amount of bets through its pari-mutuel pool.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

Senator Baynard moved that the rules be waived and Senate Bill No. 225 be also referred to the Committee on Finance and Taxation.

Which was agreed to by a two-thirds vote and Senate Bill No. 225 was referred to the Committee on Miscellaneous Legislation and the Committee on Finance and Taxation, in the order named.

By Senator Davis—

Senate Resolution No. 226:

A RESOLUTION AUTHORIZING THE COMMITTEE ON LEGISLATIVE MANAGEMENT OF THE SENATE TO CONTRACT FOR THE USE OF PHOTOGRAPHIC EQUIPMENT AND MACHINERY FOR ENROLLING BILLS AND RESOLUTIONS, ON A RENTAL BASIS, AND AUTHORIZING PAYMENT FOR SAME.

WHEREAS, it has been found desirable and economical to install photographic equipment and machines for enrolling bills, resolutions, etc., NOW THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

That the Committee on Legislative Management of the Senate is hereby authorized to execute a contract with the Haloid Company of Rochester, New York, for the rental and use of photographic equipment and machinery for enrolling bills and resolutions and the Comptroller is hereby authorized to make payments according to the terms of said contracts, from appropriations for Legislative Expense, under authority of Section 11.12, Florida Statutes, upon requisitions signed by the chairman of said committee and the President of the Senate.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Upon the adoption of Senate Resolution No. 226 the roll was called and the vote was:

Yeas—32.

Mr. President	Clarke	Johnston	Pope
Ayers	Collins	King	Ripley
Baker	Crary	Lewis	Rodgers
Beall	Davis	Lindler	Rogells
Boyle	Dayton	McArthur	Shands
Brackin	Franklin	Moore	Smith
Branch	Gautier (28th)	Morrow	Tucker
Carroll	Johnson	Pearce	Wright

Nays—None.

So Senate Resolution No. 226 was adopted and the action of the Senate was ordered certified to the House of Representatives.

The President now presiding.

By Senators Crary, Shands, Boyle, Pearce, Brackin, Lewis Tucker and Franklin—

S. B. No. 227—A bill to be entitled An Act to amend Section 321.01, Florida Statutes, 1941, and 321.04, Florida Statutes, 1941, as amended by Laws of 1947, Chapter 23724, and 321.07 Florida Statutes, 1941, as amended by Laws of 1945, Chapter 22865, and as further amended by Laws of 1947, Chapter 24151, and Section 321.08, Florida Statutes, 1941, as amended by Laws of 1947, Chapter 24151, and Section 321.15 Florida Statutes, 1941, and Section 321.16 Florida Statutes, 1941, and Section 321.17 Florida Statutes, 1941, and Section 321.19 Florida Statutes, 1941, and Section 321.20 Florida Statutes, 1941, and Section 321.21 Florida Statutes, 1941, and Section 321.22 Florida Statutes, 1941, relating to the State Department of Public Safety; to prescribe its membership, duties, powers and authority; to provide for the divisions of such department, for the employees thereof, and duties and compensation; to provide for the selection and compensation of the personnel of the division of the Florida Highway Patrol of said department and their duties; to provide for other matters in connection with public safety; and making certain funds available for the purpose of carrying out the provisions hereof; and to provide pension benefits for certain employees of the Department of Public Safety; and to provide funds and establish methods of operation and disbursement; repealing all laws in conflict herewith and providing the effective date hereof.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Ripley—

S. B. No. 228—A bill to be entitled An Act making it unlawful to make, issue, utter, or endorse checks or other orders for money on banks without sufficient funds on deposit to pay same or to receive goods or other things of value in exchange for such checks and providing penalties for violations.

Which was read the first time by title only and referred to the Committee on Judiciary "C."

By Senator Sturgis—

S. B. No. 229—A bill to be entitled An Act to empower the Supreme Court of the State of Florida to prescribe the requirements, qualifications and standards for the admission of persons to practice law in any of the courts of the State of Florida or its political subdivisions empowering the Supreme Court of the State of Florida to prescribe and establish additional duties, powers and procedures for the State Board of Law Examiners; providing, with certain exceptions provided herein, that no person shall be admitted to practice without examination (unless by order of the Supreme Court of Florida).

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Boyle—

S. B. No. 230—A bill to be entitled An Act to amend Section 11 of Chapter 23077 as amended by Chapters 26362 and 26477. Acts of 1949, relating to authority of Housing Authorities to clear blighted areas and slums in certain Municipalities; to acquire real property by condemnation and to issue obligations; by designating and authorizing additional Municipalities to enter into such projects.

Which was read the first time by title only and referred to the Committee on Cities and Towns.

By Senator Pope—

S. B. No. 231—A bill to be entitled An Act to amend Section 374.15 Subsection 2, Florida Statutes, relating to the closed season for the taking of shrimp or prawn in certain areas in the Atlantic Ocean; providing penalty; effect date; repealing laws inconsistent herewith.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Morrow—

S. B. No. 232—A bill to be entitled An Act requiring the teaching of courses in Americanism in the Junior and Senior Colleges in this State which are sustained or supported wholly or in part by public funds: defining Americanism as used in this Act: and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Education.

By Senator Morrow—

S. B. No. 233—A bill to be entitled An Act to provide that the provisions of Chapter 23795, Laws of Florida, 1947, entitled, "An Act amending Section 167.62 and 167.63 Florida Statutes 1941, by providing that firemen of cities or towns with a population of fifteen thousand (15,000) or more shall not be required to remain on duty more than one hundred and forty-four (144) hours in any two calendar weeks, nor more than twenty-four (24) hours per day on alternate days, except during a fire emergency, and providing that the shifts shall be alternated to avoid discrimination against the members of either shift; and providing for certain exceptions," and being Section 167.631, Florida Statutes, 1949, shall in all respects apply in municipalities accepting the provisions thereof, and requiring each municipality to which said Chapter 23795 does not now apply to conduct a referendum of the electors for acceptance or rejection of said Chapter 23795 at the next general municipal election, after filing of certain petition.

Which was read the first time by title only and referred to the Committee on Population.

By Senator Morrow—

Senate Bill No. 234—A bill to be entitled An Act to aid and encourage the development and for the protection of the public water supply of cities, towns, villages, communities and the inhabitants thereof of this State; defining the public policy of this State in respect to use of fresh water for human consumption; defining public water works; authorizing and empowering the trustees of the internal improvement fund of this State to sell, grant and convey, or to lease for a term of years, to public water works the beds, bottoms, sides, shores, margins and the waters of any fresh water lake, pond, river or stream of this State, up to the full extent of ownership by this State as proprietor and as trustee for the public, upon certain conditions; and to sell, convey and grant to public water works in fee simple parts or portions of the beds, bottoms, sides, shores, and margins of such bodies of fresh water as may be reasonably required by such public water works for certain of its works and structures, or for permanent deposit of surplus spoil or material dredged or excavated in connection with such works, or for both such purposes; conferring additional powers of eminent domain upon public water works; specifying the construction of this Act to avoid taking of private property without due process of law; providing for the posting of lands acquired under this Act, under the provisions of Chapter 23974, Laws of Florida, Acts of 1947, being Sections 168.14 to 168.18, both inclusive, Florida Statutes 1949, and the application of said Chapter and Sections to lands and rights acquired under this Act; providing that invalidity of part shall not affect the remainder of this Act; repealing laws in conflict herewith; and providing when this Act shall take effect.

Which was read the first time by title only and referred to the Committee on Cities and Towns.

By Senator Morrow—

Senate Concurrent Resolution No. 235:

A CONCURRENT RESOLUTION PROPOSING TO INVITE GENERAL DOUGLAS MACARTHUR TO ADDRESS A JOINT SESSION OF THE LEGISLATURE OF THE STATE OF FLORIDA.

WHEREAS, a great general has served his country faithfully and well and

WHEREAS, he will be returning to the United States while the Legislature of the State of Florida is still in session; NOW THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

Section 1. That General Douglas MacArthur be and is hereby invited to address the Senate and House of Representatives of the State of Florida in joint assembly, upon his return to the United States.

Section 2. A copy of this resolution be immediately transmitted to General Douglas MacArthur and the Congress of the United States.

Which was read the first time in full.

Senator Morrow moved that the rules be waived and Senate Concurrent Resolution No. 235 be read a second time in full and put upon its adoption.

Which was not agreed to.

And Senate Concurrent Resolution No. 235 was referred to the Committee on Governmental Reorganization.

By Senators Morrow, Johnson, Cray, Baynard, Branch and Wright—

S. B. No. 236—A bill to be entitled An Act to amend Chapter 22695, Laws of Florida, 1945, as amended by Chapter 24069, Laws of Florida, 1947, same being Sections 292.02 to 292.09, both inclusive, and Sections 292.04-1 and 292.09-1, Florida Statutes, relative to the creation of the Department of Veterans Affairs; to provide for its organization and personnel; to define its duties, powers, functions and authorities; creating the Office of State Service Officer and providing for his appointment, powers, and duties; providing for the employment of assistants to the State Service Officer and providing their powers and duties; repealing the laws revised hereby and any other laws in conflict herewith; and making appropriations to carry out the provisions of this act.

Which was read the first time by title only and referred to the Committee on Veterans Affairs.

Senator Lindler asked unanimous consent of the Senate to take up and consider Senate Bill No. 154, out of its order, at this time.

Which was agreed to.

S. B. No. 154—A bill to be entitled An Act authorizing and directing the Board of Public Instruction of Columbia County to purchase site and erect school building thereon at Columbia City; to authorize and direct the Board of Public Instruction of Columbia County to issue interest bearing certificates in an amount not exceeding forty thousand dollars; directing said board to set aside the first five thousand dollars received during January of each year for eight consecutive years from its portion of race track funds accruing to said county for the purpose of retiring said interest bearing revenue certificates.

Was taken up.

Senator Lindler moved that the rules be waived and Senate Bill No. 154 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 154 was read the second time by title only.

Senator Lindler moved that the rules be further waived and Senate Bill No. 154 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 154 was read the third time in full.

Upon the passage of Senate Bill No. 154 the roll was called and the vote was:

Yeas—34.

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Peerce	
Carroll	Johnson	Pope	

Nays—None

So Senate Bill No. 154 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pope asked unanimous consent of the Senate to take up and consider Senate Bill No. 98, out of its order, at this time.

Which was agreed to.

S. B. No. 98—A bill to be entitled An Act to declare, designate and establish a certain State Road in St. Johns County, Florida.

Was taken up.

Senator Pope moved that the rules be waived and Senate Bill No. 98 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 98 was read the second time by title only.

Senator Pope moved that the rules be further waived and Senate Bill No. 98 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 98 was read the third time in full.

Upon the passage of Senate Bill No. 98 the roll was called and the vote was:

Yeas—34.

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

Nays—None.

So Senate Bill No. 98 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard asked unanimous consent of the Senate to take up and consider Senate Bill No. 49, out of its order, at this time.

Which was agreed to.

S. B. No. 49—A bill to be entitled An Act amending Section 1 of Chapter 21071, Laws of Florida, Acts of 1941, relating to Timber Wardens in certain counties and making same applicable only to counties of this State having a population of not less than two hundred thousand (200,000) and not more than two hundred seventy-five thousand (275,000) inhabitants according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 49 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 49 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 49 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 49 was read the third time in full.

Upon the passage of Senate Bill No. 49 the roll was called and the vote was:

Yeas—34.

Mr. President	Baker	Beall	Brackin
Ayers	Baynard	Boyle	Branch

Carroll	Gautier (28th)	McArthur	Rogells
Clarke	Johns	Moore	Shands
Collins	Johnson	Morrow	Smith
Crary	Johnston	Pearce	Tucker
Davis	King	Pope	Wright
Dayton	Lewis	Ripley	
Franklin	Lindler	Rodgers	

Nays—None.

So Senate Bill No. 49 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard asked unanimous consent of the Senate to take up and consider Senate Bill No. 50, out of its order, at this time.

Which was agreed to.

S. B. No. 50—A bill to be entitled An Act to amend Section 1 of Chapter 25552, Laws of Florida, Acts of 1949, relating to Boards of County Commissioners in certain counties, levying, in addition to all other taxes authorized by law, an annual tax not to exceed six mills upon all property in each county subject to taxation, so as to make said Act applicable only in counties in Florida having a population of not less than 200,000 and not more than 275,000 inhabitants according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 50 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 50 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 50 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 50 was read the third time in full.

Upon the passage of Senate Bill No. 50 the roll was called and the vote was:

Yeas—34.

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

Nays—None.

So Senate Bill No. 50 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard asked unanimous consent of the Senate to take up and consider Senate Bill No. 51, out of its order, at this time.

Which was agreed to.

S. B. No. 51—A bill to be entitled An Act amending Chapter 25524, Laws of Florida, Acts of 1949, applying to certain counties and relating to powers of County Commissioners in the purchase and use of automobiles, by making said Chapter applicable only to counties having a population of not less than two hundred thousand (200,000) and not more than two hundred seventy-five thousand (275,000) inhabitants according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 51 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 51 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 51 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 51 was read the third time in full.

Upon the passage of Senate Bill No. 51 the roll was called and the vote was:

Yeas—34.

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

Nays—None.

So Senate Bill No. 51 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard asked unanimous consent of the Senate to take up and consider Senate Bill No. 52, out of its order, at this time.

Which was agreed to.

S. B. No. 52—A bill to be entitled An Act amending Section 1 of Chapter 24196 Laws of Florida, Acts of 1947, relating to maintenance of a county pound; employment of an impounding officer; impounding of livestock; duties of Timber Warden; heretofore applicable to certain counties and making same applicable only to counties having a population of not less than 200,000 and not more than 275,000 inhabitants according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 52 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 52 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 52 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 52 was read the third time in full.

Upon the passage of Senate Bill No. 52 the roll was called and the vote was:

Yeas—34.

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

Nays—None.

So Senate Bill No. 52 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard asked unanimous consent of the Senate to take up and consider Senate Bill No. 53, out of its order, at this time.

Which was agreed to.

S. B. No. 53—A bill to be entitled An Act amending Section 1, Chapter 16293, Laws of Florida, Acts of 1933, as amended by Chapter 17466, Laws of Florida, Acts of 1935, relating to the creation of the Office of Chief Traffic Officer and Deputy Traffic Officers; their duties; by whom appointed; term of office; and number to be appointed; so as to make said Act applicable in counties having a population of not less than two hundred thousand (200,000) nor more than two hundred and seventy-five thousand (275,000) by the last preceding official census.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 53 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 53 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 53 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 53 was read the third time in full.

Upon the passage of Senate Bill No. 53 the roll was called and the vote was:

Yeas—34.

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

Nays—None.

So Senate Bill No. 53 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Johnson asked unanimous consent of the Senate to take up and consider Senate Bill No. 119, out of its order, at this time.

Which was agreed to.

S. B. No. 119—A bill to be entitled An Act relating to the use of county moneys for the payment of county obligations, transfers of money from one county fund to another, and use of moneys appropriated for one purpose when not needed for that purpose for which appropriated in the payment of other county expenses in counties having a population of not less than 36,300 and not more than 37,000, according to the last preceding Federal census.

Was taken up.

Senator Johnson moved that the rules be waived and Senate Bill No. 119 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 119 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 119 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 119 was read the third time in full.

Upon the passage of Senate Bill No. 119 the roll was called and the vote was:

Yeas—34.

Mr. President	Baker	Beall	Brackin
Ayers	Baynard	Boyle	Branch

Carroll	Gautier (28th)	McArthur	Rogells
Clarke	Johns	Moore	Shands
Collins	Johnson	Morrow	Smith
Crary	Johnston	Pearce	Tucker
Davis	King	Pope	Wright
Dayton	Lewis	Ripley	
Franklin	Lindler	Rodgers	

Nays—None.

So Senate Bill No. 119 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shands asked unanimous consent of the Senate to take up and consider Senate Bill No. 147, out of its order, at this time.

Which was agreed to.

S. B. No. 147—A bill to be entitled An Act creating a Small Claims Court for each County in the State having a population of not less than fifty-five thousand and not more than seventy thousand according to the last official census and prescribing its jurisdiction, fees, and methods of serving process; setting forth rules governing pleading and practice therein and providing for their modification; providing for the nature and effect of judgments thereof and appeals therefrom; prescribing the method of selection, qualifications, terms, means of remuneration, duties and powers of the Judge thereof; authorizing a clerk thereof and prescribing his duties; prescribing the forms to be used therein and providing for their modification; and providing for the furnishing of office supplies for any such court.

Was taken up.

Senator Shands moved that the rules be waived and Senate Bill No. 147 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 147 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 147 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 147 was read the third time in full.

Upon the passage of Senate Bill No. 147 the roll was called and the vote was:

Yeas—34.

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

Nays—None.

So Senate Bill No. 147 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pope, Chairman of the Committee on Welfare, moved that the rules be waived and the Committee on Welfare be permitted to withhold reporting out of all Bills referred to said Committee until April 25, 1951.

Which was agreed to by a two-thirds vote and it was so ordered.

UNFINISHED BUSINESS

By the Committee on Finance and Taxation—

S. B. No. 35—A bill to be entitled An Act revising Chapter 212, Florida Statutes, relating to the imposing and collecting of privilege taxes on the sale, use and storage for use or con-

sumption of tangible personal property, on admissions and the rental of tangible personal property and certain real property; by eliminating certain exemptions and adding others; providing rates and methods of reporting and remitting such taxes to the State; declaring such taxes to be State funds and providing penalties for failure to remit and for embezzlement of such funds; granting additional powers to the Comptroller and providing funds for the enforcement of the chapter, by amending all or parts of Sections 212.02, 212.04, 212.06, 212.08, 212.11, 212.12, 212.15 and 212.20, and repealing Subsections (4), (5), (6) and (8) of Section 212.03 thereof; providing for an effective date.

Which was pending amendment at the hour of adjournment, on Thursday, April 12, 1951, having been read the second time by title only on Thursday, April 12, 1951, was taken up.

Senator Shands moved that the rules be waived and the consideration of Senate Bill No. 35 be informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON SECOND READING

S. B. No. 36—A bill to be entitled An Act revising Chapter 209, Florida Statutes, relating to the levy, collection and distribution of the tax on motor fuels other than gasoline; by amending Sections 209.01, 209.02, 209.03, 209.05, 209.06, 209.07, 209.08, 209.09, 209.10, 209.11, 209.12, 209.13, 209.15, 209.16 and 209.17; repealing Sections 209.04 and 209.18 thereof; and adding Sections 209.001, 209.111, 209.19, 209.20, 209.21, 209.22, 209.23 and 209.24 thereto.

Was taken up in its order.

Senator Shands moved that the rules be waived and Senate Bill No. 36 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 36 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36 was read the third time in full.

Upon the passage of Senate Bill No. 36 the roll was called and the vote was:

Yeas—32.

Mr. President	Clarke	Johnston	Pope
Ayers	Collins	King	Ripley
Baker	Crary	Lewis	Rodgers
Beall	Davis	Lindler	Rogells
Boyle	Dayton	McArthur	Shands
Brackin	Gautier (28th)	Moore	Smith
Branch	Johns	Morrow	Tucker
Carroll	Johnson	Pearce	Wright

Nays—None.

So Senate Bill No. 36 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Johnston asked unanimous consent of the Senate to take up and consider House Bill No. 1, out of its order, at this time.

Which was agreed to.

H. B. No. 1—A bill to be entitled An Act amending Section 320.06, Florida Statutes, relating to license plates for motor vehicles by providing a slogan to be shown thereon.

Was taken up.

Senator Johnston moved that the rules be waived and House Bill No. 1 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1 was read the second time by title only.

Senator Johnston moved that the rules be further waived and House Bill No. 1 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1 was read the third time in full.

Upon the passage of House Bill No. 1 the roll was called and the vote was:

Yeas—27.

Mr. President	Clarke	Johns	Morrow
Ayers	Collins	Johnson	Pearce
Baker	Crary	Johnston	Pope
Beall	Davis	King	Ripley
Brackin	Dayton	Lewis	Rodgers
Branch	Franklin	Lindler	Rogells
Carroll	Gautier (28th)	Moore	

Nays—2.

McArthur Shands

So House Bill No. 1 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent, Senator Johnston withdrew Senate Bill No. 17.

S. B. No. 32—A bill to be entitled An Act to amend Section 322.18, Florida Statutes.

Was taken up in its order.

Senator Carroll moved that the rules be waived and Senate Bill No. 32 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 32 was read the second time by title only.

The Committee on Motor Vehicles offered the following amendment to Senate Bill No. 32:

In Section 1, line 14 (typewritten bill) after the word "payment" insert the following: "Of the required fee and by the payment".

Senator Carroll moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Carroll moved that the rules be further waived and Senate Bill No. 32, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 32, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 32, as amended, the roll was called and the vote was:

Yeas—32.

Mr. President	Clarke	Johnson	Pearce
Ayers	Collins	Johnston	Pope
Baker	Crary	King	Ripley
Beall	Davis	Lewis	Rodgers
Boyle	Dayton	Lindler	Rogells
Brackin	Franklin	McArthur	Shands
Branch	Gautier (28th)	Moore	Tucker
Carroll	Johns	Morrow	Wright

Nays—None.

So Senate Bill No. 32 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 37—A bill to be entitled An Act relating to the practice of Public Accounting; amending Section 473.08,

Florida Statutes, 1941; and repealing Section 473.11, Florida Statutes, 1941; providing for eligibility to take the examination for Certified Public Accountant and the conditions for issuing certificates to practice as Certified Public Accountants to those persons taking and passing said examination; defining residence for the purpose of eligibility; placing authority with State Board of Accountancy for determining standards of accreditation of Colleges and Universities for purposes of eligibility of graduates; and repealing all laws in conflict herewith.

Was taken up in its order.

Senator Shands moved that the rules be waived and Senate Bill No. 37 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 37 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 37 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 37 was read the third time in full.

Upon the passage of Senate Bill No. 37 the roll was called and the vote was:

Yeas—30.

Mr. President	Clarke	Johnston	Pope
Ayers	Collins	King	Ripley
Baker	Crary	Lewis	Rodgers
Beall	Dayton	Lindler	Rogells
Boyle	Franklin	McArthur	Shands
Brackin	Gautier (28th)	Moore	Wright
Branch	Johns	Morrow	
Carroll	Johnson	Pearce	

Nays—2.

Davis Tucker

So Senate Bill No. 37 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 55—A bill to be entitled An Act to amend Section 253.12, Florida Statutes, relating to the title to sovereignty tidal lands in the State of Florida, vesting title thereof in the Trustees of the Internal Improvement Fund of Florida, validating certain acts of the Trustees of the Internal Improvement Fund in relation to such lands and repealing certain laws.

Was taken up in its order.

Senator Franklin moved that the rules be waived and Senate Bill No. 55 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 55 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 55 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 55 was read the third time in full.

Upon the passage of Senate Bill No. 55 the roll was called and the vote was:

Yeas—32.

Mr. President	Clarke	Johnson	Pearce
Ayers	Collins	Johnston	Pope
Baker	Crary	King	Ripley
Baynard	Davis	Lewis	Rodgers
Beall	Dayton	Lindler	Rogells
Boyle	Franklin	McArthur	Shands
Branch	Gautier (28th)	Moore	Tucker
Carroll	Johns	Morrow	Wright

Nays—None.

So Senate Bill No. 55 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 43 was taken up in its order and the consideration thereof was informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

S. B. No. 64—A bill to be entitled An Act to declare, designate and establish a certain State Road and give it a name.

Was taken up in its order.

Senator Baynard moved that the rules be waived and Senate Bill No. 64 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 64 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 64 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 64 was read the third time in full.

Upon the passage of Senate Bill No. 64 the roll was called and the vote was:

Yeas—34.

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

Nays—None.

So Senate Bill No. 64 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bills Nos. 144 and 90 were taken up in their order and the consideration thereof was informally passed, the Bills retaining their places on the Calendar of Bills on Second Reading.

S. B. No. 102—A bill to be entitled An Act to amend Subsection Two of Section 40.01, Florida Statutes 1929, relating to the qualifications of Jurors; and providing the effective date hereof.

Was taken up in its order.

Senator Dayton moved that the rules be waived and Senate Bill No. 102 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 102 was read the second time by title only.

Senator Dayton moved that the rules be further waived and Senate Bill No. 102 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 102 was read the third time in full.

Upon the passage of Senate Bill No. 102 the roll was called and the vote was:

Yeas—33.

Mr. President	Carroll	Gautier (28th)	McArthur
Ayers	Clarke	Johns	Moore
Baker	Collins	Johnson	Morrow
Baynard	Crary	Johnston	Pearce
Beall	Davis	King	Pope
Boyle	Dayton	Lewis	Ripley
Branch	Franklin	Lindler	Rodgers

Rogells
Shands

Smith
Tucker

Wright

Nays—None.

So Senate Bill No. 102 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 100—A bill to be entitled An Act amending Section 800.04, Florida Statutes of 1949, relating to any lewd, lascivious or indecent assault or act upon or in the presence of a child and providing punishment therefor.

Was taken up in its order.

Senator Dayton moved that the rules be waived and Senate Bill No. 100 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 100 was read the second time by title only.

Senator Dayton moved that the rules be further waived and Senate Bill No. 100 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 100 was read the third time in full.

Upon the passage of Senate Bill No. 100 the roll was called and the vote was:

Yeas—33.

Mr. President	Clarke	Johnston	Rodgers
Ayers	Collins	King	Rogells
Baker	Crary	Lewis	Shands
Baynard	Davis	Lindler	Smith
Beall	Dayton	McArthur	Tucker
Boyle	Franklin	Morrow	Wright
Brackin	Gautier (28th)	Pearce	
Branch	Johns	Pope	
Carroll	Johnson	Ripley	

Nays—None.

So Senate Bill No. 100 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bills Nos. 101, 88 and 89 were taken up in their order and the consideration thereof was informally passed, the Bills retaining their places on the Calendar of Bills on Second Reading.

S. B. No. 105—A bill to be entitled An Act providing for the enforcement of orders or decrees for the payment of alimony, support and separate maintenance prescribing the manner of and venue in which application may be made, providing for the payment of costs and attorney's fees, and providing the manner of service of notice.

Was taken up in its order.

Senator Branch moved that the rules be waived and Senate Bill No. 105 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 105 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 105 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 105 was read the third time in full.

Senator King moved that the rules be waived and Senate Bill No. 105 be placed back on second reading for the purpose of amendment.

Which was agreed to by a two-thirds vote and Senate Bill No. 105 was placed back on second reading.

Senator King moved that the rules be waived and the fur-

ther consideration of Senate Bill No. 105 be informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

S. B. No. 8—A bill to be entitled An Act making it unlawful for the holder of a horse or dog racing permit, or for a member of an association or an officer, director or stockholder of a corporation holding such a permit, to make any political contribution; prescribing the penalty for the violation hereof; and prescribing the effective date hereof.

Was taken up in its order.

Senator Shands moved that the rules be waived and Senate Bill No. 8 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 8 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 8 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 8 was read the third time in full.

Upon the passage of Senate Bill No. 8 the roll was called and the vote was:

Yeas—32.

Mr. President	Clarke	Johnson	Pope
Ayers	Collins	Johnston	Ripley
Baker	Crary	King	Rodgers
Baynard	Davis	Lewis	Rogells
Beall	Dayton	Lindler	Shands
Brackin	Franklin	McArthur	Smith
Branch	Gautier (28th)	Morrow	Tucker
Carroll	Johns	Pearce	Wright

Nays—1.

Moore

So Senate Bill No. 8 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 120—A bill to be entitled An Act requiring persons taking or having possession of written statements with respect to accidents or injuries to furnish copies thereof to the persons making such statements and prescribing the effect of failure to furnish copies in accordance with the provisions of this Act.

Was taken up in its order.

Senator Johnson moved that the rules be waived and Senate Bill No. 120 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 120 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 120 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 120 was read the third time in full.

Upon the passage of Senate Bill No. 120 the roll was called and the vote was:

Yeas—31.

Mr. President	Collins	Johnston	Pope
Baker	Crary	King	Ripley
Baynard	Davis	Lewis	Rodgers
Beall	Dayton	Lindler	Rogells
Brackin	Franklin	McArthur	Shands
Branch	Gautier (28th)	Moore	Tucker
Carroll	Johns	Morrow	Wright
Clarke	Johnson	Pearce	

Nays—None.

So Senate Bill No. 120 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator McArthur moved that the rules be waived and when the Senate adjourns it adjourn to reconvene at 3:00 o'clock P. M., Monday, April 16, 1951.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Ripley moved that the rules be waived and the time of adjournment be extended until final consideration of all bills on the Calendar.

Which was not agreed to.

Senator Baynard moved that the rules be waived and Senate Bill No. 33 be re-referred to the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Brackin moved that the Senate proceed to the consideration of Executive Business.

Which was agreed to.

And the Senate went into Executive Session at 1:03 o'clock P. M.

The Senate emerged from Executive Session at 1:45 o'clock P. M.

The roll was called and the following Senators answered to their names:

Mr. President	Clarke	Johnston	Ripley
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Rogells
Baynard	Davis	Lindler	Shands
Beall	Dayton	McArthur	Smith
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	

—34.

A quorum present.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:46 o'clock P. M., until 3:00 o'clock P. M., Monday, April 16, 1951.